

AN ACT

ENTITLED, An Act to authorize the Public Utilities Commission to implement and comply with certain federal energy acts and to validate certain related commission actions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That chapter 49-34A be amended by adding thereto a NEW SECTION to read as follows:

The commission may implement and comply with the provisions of the Public Utility Regulatory Policies Act of 1978, as amended to January 1, 2006, and the Energy Policy Act of 2005, and may promulgate rules pursuant to chapter 1-26 consistent with these acts. The commission may promulgate rules to establish the following:

- (1) Standards requiring a public utility to offer each of its customer classes, and provide individual customers upon customer request, a time-based rate schedule under which the rate charged by the electric utility varies during different time periods and reflects the variance, if any, in the utility's costs of generating and purchasing electricity at the wholesale level;
- (2) Standards requiring a public utility to make interconnection service available on request to any electric customer that the utility serves;
- (3) Standards requiring a public utility to develop a plan to minimize dependence on one fuel source and to ensure that the electric energy it sells to consumers is generated using a diverse range of fuels and technologies, including renewable technologies; and
- (4) Standards requiring a public utility to develop and implement a ten-year plan to increase the efficiency of its fossil fuel generation.

Any order adopted by the commission prior to January 1, 2006, pursuant to these acts, is hereby validated.

An Act to authorize the Public Utilities Commission to implement and comply with certain federal energy acts and to validate certain related commission actions.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1017

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1017

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State